

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

ABBOTT LABORATORIES,
an Illinois corporation,

Plaintiff/Counterclaim-Defendant, :

v. :

Civil Action No. 07-754 (GMS)

BANNER PHARMACAPS INC.
a Delaware corporation,

Defendant/Counterclaim-Plaintiff. :

STIPULATION AND ORDER REGARDING EXTENSION OF TIME

Subject to the approval of the Court, Plaintiff/Counterclaim-Defendant Abbott Laboratories ("Abbott"), and Defendant/Counterclaim-Plaintiff Banner Pharmacaps Inc. ("Banner"), by their undersigned attorneys, hereby stipulate and agree that Banner shall have an additional five days, until March 10, 2008, to file a response to Abbott's Motion to Dismiss (D.I. 11).

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Dated: March 3, 2008

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Attorneys for Abbott Laboratories

SO ORDERED this _____ day of March, 2008.

United States District Judge

WCSR 3852278v1